

**AGENDA**  
**PERSONNEL BOARD MEETING**

**November 14, 2008**  
**9:30 a.m.**

1. Call to Order
2. Reading of the Minutes of Regular Meeting held October 10, 2008  
Minutes Signed
3. Executive Director and Secretary's Report
4. Report of the Personnel Cabinet
5. **Petitioned Position(s)**
  - \*\*\* A. Kentucky Horse Racing Commission – 3 positions
    - a. Administrative Coordinator
    - b. Executive Assistant
    - c. Special Assistant
6. **Oral Arguments**
  - A. ~~Amanda Carroll v. Cabinet for Health and Family Services (Request by Appellee)~~  
--Request withdrawn
  - B. Nancy Nusz, et al v. Education and Workforce Development Cabinet and  
Personnel Cabinet (7 appeals) (Request by Appellee Department of  
Education)
7. **Motions** – None
8. **Investigations**
  - A. Department of Agriculture (disciplinary action) – request by Mona Dempsey  
--Response of Dempsey to letter from Department of Agriculture  
--Response by Department of Agriculture  
\*\*\* --Response by Vicki Stucker
  - B. Department of Alcoholic Beverage Control (Investigator Manager's position) –  
Request by anonymous employees  
\*\*\* --Response by Alcoholic Beverage Control
  - C. Transportation Cabinet Reorganization (Request by Randall Arvin)

9. **Closed Session**

10. **Cases to be Decided**

- A. Amanda Carroll v. Cabinet for Health and Family Services (Dismissal, transporting substitute urine sample – appeal sustained to the extent dismissal reduced to 30-day suspension)
  - Appellant's Exceptions
  - Appellee's Exceptions and Request for Oral Argument
  - Appellant's **Motion** to File Late Response to Exceptions
  - Appellee's Request to Withdraw Oral Argument
  - Appellant's Response to Request to Withdraw Oral Argument
  - Order cancelling Oral Argument
- B. Nancy Nusz, et al v. Education and Workforce Development Cabinet and Personnel Cabinet (7 appeals) (Pay equity – appeals sustained)
  - Appellee Department of Education's Exceptions and Request for Oral Argument
  - Appellee Personnel Cabinet's Exceptions and Request for Oral Argument
  - Appellants' Response to Department of Education's Exceptions
- C. Tammy Buckler v. Justice and Public Safety Cabinet (Discrimination – appeal dismissed)
- D. Virginia Cox v. Department of Veterans' Affairs (Demotion – appeal dismissed)
- E. Anthony Knipp v. Transportation Cabinet (Suspension – appeal sustained)
- F. Brenda Lauderdale v. Cabinet for Health and Family Services (Demotion for not reporting fraud – appeal dismissed)
- G. Mary Maeser v. Cabinet for Health and Family Services (Directed sick leave – appeal dismissed)
- H. Derrick Minix v. Transportation Cabinet (Directed sick leave, discrimination – appeal dismissed)
- I. Jason Mullins v. Cabinet for Health and Family Services (Reclassification – appeal dismissed)
- J. Anthony Price v. Energy and Environment Cabinet (Suspension, improper use of vehicle – appeal dismissed)
- K. Shawn Rudd v. Justice and Public Safety Cabinet (Applicant rejection – appeal dismissed, no jurisdiction)
- L. Joseph Urban v. Tourism, Arts and Heritage Cabinet (Suspension, time and attendance – appeal dismissed)

Show Cause Orders – None

11. **Withdrawals**

- A. Goble Cantrell v. Dept. of Corrections
- B. Barry Garner v. Transportation Cabinet
- C. Richard George v. Military Affairs
- D. Tina Graves v. Justice and Public Safety Cabinet
- E. Terry Popplewell v. Tourism, Arts & Heritage Cabinet
- F. Rick Quarles v. Transportation Cabinet (2 appeals)
- G. Rebecca Stearns v. Justice and Public Safety Cabinet and Personnel Cabinet
- H. Scott Stovall v. Personnel Cabinet
- I. Andrew True v. Personnel Cabinet
- J. Jeffrey Voyles v. Justice and Public Safety Cabinet
- \*\*\* K. Almanza Lyons v. Cabinet for Health and Family Services
- \*\*\* L. Tracy Wooldridge v. Cabinet for Health and Family Services

12. **Settlement**

- A. Toni Collier v. Tourism, Arts and Heritage Cabinet (mediated)
- B. Pamela David vs. Dept. of Juvenile Justice
- C. Sammy Gregory v. Transportation Cabinet
- D. Walter Hammons v. Finance and Administration Cabinet (mediated)
- E. Omoadoni Obielodan v. Cabinet for Health and Family Services (2 appeals)
- F. Robert Whoolery v. Justice and Public Safety Cabinet
- \*\*\* G. Linda Cooper v. Department of Veterans Affairs
- \*\*\* H. Andrew Kerrick v. Justice and Public Safety Cabinet

13. **Other**